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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH

SAMUEL L. BIERS, an individual and
Chief Tribal Judge of the Te-Moak
Supreme Court,

Plaintiff,

v.

DENTONS US LLP, a Utah entity, dba
Dentons, Durham, Jones, Pinegar P.C.; et
al.,

Defendants.

**MOTION FOR SINGLE DATE BY
WHICH TO RESPOND TO
COMPLAINT AND CLARIFICATION
REGARDING PLAINTIFF'S
MOTION FOR PRELIMINARY
INJUNCTION**

Case No. 2:22-cv-00298-HCN-JCB

District Judge Howard C. Nielson, Jr.

Magistrate Judge Jared C. Bennett

Defendants Dentons US LLP, J. R. Docksey, Virginia H. Sibbison, George T. Skibine, Steve Sisolak, Aaron D. Ford, Kristin K. Goddard-Hevener, Salal Credit Union, Zions Bancorporation National Association, Nevada State Bank, and Brent Alan Waite (collectively, the "Served Defendants"), by and through their respective undersigned counsel, hereby move the Court for a single date upon which answers are due to Plaintiff's Complaint (ECF No. 5); Served Defendants propose October 11, 2022 or a

date thereafter. Served Defendants further move the Court for clarification regarding whether they are to respond to Plaintiff's Ex Parte Motion of Emergency Temporary Injunction or Alternatively the Setting of a Hearing for a Preliminary Restraining Order (ECF No. 7) and, if so, the issuance of a briefing schedule regarding the same.

In support of this Motion, the Served Defendants state:

1. Pursuant to the Court's Order regarding Service of Process (ECF No. 19), each Served Defendant returned an executed Waiver of the Service of Summons (Form AO 399).
2. The Served Defendants accordingly have a range of dates by which Answers or other responses are due: the earliest date is September 12, 2022 and the latest date is October 11, 2022.
3. In the interest of judicial economy, Served Defendants seek a single date by which Answers or other responses are due for all Served Defendants: October 11, 2022 or a date thereafter.
4. As to Plaintiff's Ex Parte Motion of Emergency Temporary Injunction or Alternatively the Setting of a Hearing for a Preliminary Restraining Order (ECF No. 7), Served Defendants are aware that the motion for ex parte temporary restraining order is denied. (ECF No. 12).
5. In the Court's Order denying the motion for ex parte temporary restraining order, the Court wrote: "To the extent Plaintiff seeks a preliminary injunction

in the alternative, the motion remains pending and is referred to Magistrate Judge Bennett.” (ECF No. 12). Accordingly, as to those Served Defendants who are at issue in ECF No. 7, they seek direction as to whether they are to respond to ECF No. 7, and if so, those Served Defendants seek a briefing schedule for when they should do so.

WHEREFORE, for good cause shown, the Served Defendants respectfully request that the Court (1) set October 11, 2022, or a date thereafter, as the date by which all Served Defendants must file an Answer or other response to Plaintiff’s Complaint; (2) advise as to those Served Defendants who are at issue in Plaintiff’s Ex Parte Motion of Emergency Temporary Injunction or Alternatively the Setting of a Hearing for a Preliminary Restraining Order (ECF No. 7), whether those Served Defendants are to respond thereto, and (3) if those Served Defendants are to respond to ECF No. 7, the issuance of a briefing schedule regarding the same. A copy of the proposed order is filed herewith.

Dated: September 2, 2022

DORSEY & WHITNEY LLP

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Attorneys for Defendant Salal Credit Union

CERTIFICATE OF SERVICE

I hereby certify that on September 2, 2022, I electronically filed the foregoing with Clerk of the Court by using the CM/ECF system which will send a notice of electronic filing to all counsel of record and served Plaintiff Samuel Biers by U.S. Mail at: 1188 Court Street #1, Elko, Nevada 89801.

By: /s/ Steven T. Waterman